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PATENT
ATTORNEY DOCKET NO. 40750-5001-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

H.-J. SU HUANG et al. APR 14 1999

Application No.: 09/071,541

Filed: May 4, 1998

For: METHODS TO MODULATE THE
RESISTANCE OF CELLS TO APOPTOSIS
MEDIATED BY MUTANT
EPIDERMAL GROWTH FACTOR
RECEPTORS



RECEIVED

APR 27 1999
Group Art Unit: 1614
MATRIX CUSTOMER
SERVICE CENTER
Examiner: not assigned

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APR 15 1999
MATRIX CUSTOMER
SERVICE CENTER

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO-1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the listed documents are attached. All documents submitted are in the English-language and do not require a statement of relevance. Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or

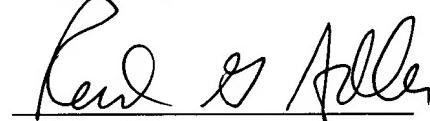
constitute "prior art." If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such document.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Except for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3).

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP



Reid G. Adler

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Dated: April 14, 1999

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